

Shri Jasbir Singh,
Village Bolapur, Jhabewal,
P.O Ramgarh,
District Ludhiana-12455.

...Appellant

Versus

Public Information Officer
O/O Secretary, Regional Transport Authority,
Distt. Jalandhar.

First Appellate Authority,
O/O Punjab, State Transport Commissioner,
SCO No. 177-78, Sector-17, Chandigarh.

..... Respondents

APPEAL CASE NO. 1493 of 2018

Present : None on behalf of both the parties.

ORDER:

Today both the parties are absent.

2. A letter dated 11-04-2019 is received in the Commission office from the appellant, Shri Jasbir Singh, stating therein that he is going to Singapore, therefore, adjournment may be granted.

3. The respondents are absent without any intimation to the Commission.

4. On the last date of hearing on 13-02-2019, a show cause notice under Section 20(1) of the RTI Act, 2005 was issued to the respondent-PIO to submit a written reply explaining the reasons for the delay in supplying the information. The respondent-PIO was also given an opportunity to be present in the court in person on the next date of hearing. But neither the PIO is present nor he has submitted his written reply. The show cause notice still stands and he is directed to be present in the court along with the reply on the next of hearing.

4. Accordingly the case is adjourned and fixed for further hearing on **04-06-2019 at 11.30AM.**

5. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 16-04-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri Ramandeep Singh Ahluwalia,
Ward No. 18, Street No. 2, Kartar Nagar,
Amloh Road, Khanna, Distt. Ludhiana- 141401.

...Appellant

Versus

Public Information Officer
O/O Assistant Commissioner,
Municipal Corporation, Patiala.

First Appellate Authority,
O/O Commissioner,
Municipal Corporation, Patiala.

... Respondents

Appeal Case No. 697 of 2017

Present: None on behalf of both the parties.

ORDER:

Today both the parties are absent.

2. However, an e-mail dated 10-04-2019 is received from the PIO-cum-Superintending Engineer, Municipal Corporation, Patiala in the Commission office, stating therein that the sought for information, as available on the record, has been provided to the appellant.

3. An e-mail has also been received from the appellant stating therein that he has received the information and has requested the court to close the case.

4. As the information stands supplied, the case is **disposed of and closed**.

5. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 16-04-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri Ramandeep Singh Ahluwalia,
Ward No. 18, Street No. 2, Kartar Nagar,
Amloh Road, Khanna, Distt. Ludhiana- 141401.
Versus

...Appellant

Public Information Officer
O/O Assistant Commissioner,
Municipal Corporation, Patiala.

First Appellate Authority,
O/O Commissioner,
Municipal Corporation, Patiala.

... Respondents

Appeal Case No. 696 of 2017

Present: None on behalf of both the parties.

ORDER:

Today both the parties are absent.

2. However, an e-mail dated 10-04-2019 is received from the PIO-cum-Superintending Engineer, Municipal Corporation, Patiala in the Commission office, stating therein that the sought for information, as available on the record, has been provided to the appellant.

3. An e-mail has also been received from the appellant stating therein that he has received the information and has requested the court to close the case.

4. As the information stands supplied, the case is **disposed of and closed**.

5. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 16-04-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri Harish Chander,
Goyal Ayurvedic Store,
Chana Bazar, Jaito-151202
District Faridkot.

Versus

...Appellant

Public Information Officer
O/O Principal Secretary to Govt. Punjab,
Deptt. Of Local Govt. Sathanak Sarkar Bhawan,
Sector-35, Chandigarh.

First Appellate Authority,
O/O Principal Secretary to Govt. Punjab,
Deptt. Of Local Govt. Sathanak Sarkar Bhawan,
Sector-35, Chandigarh.

..... Respondents

APPEAL CASE NO. 508 of 2019

Present: None on behalf of appellant.
Shri Rajesh Gupta, Senior Assistant, on behalf of respondents.

ORDER:

The representative of respondents submits a letter dated 09-04-2019 in the court, which is taken on record, from the Superintendent-cum-PIO stating therein that the sought for information has been supplied to the appellant.

2. A letter dated 04-04-2019, duly signed by the appellant in lieu of having received the information has also been attached with the above said letter.
3. As the information stands supplied, the case is **disposed of and closed**.
4. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 16-04-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri Avtar Singh Master,
SBS Nagar, Ward No. 21, Phool Town,
Rampura Phul, Distt. Bathinda.

Versus

...Appellant

Public Information Officer
O/O Executive Officer,
Nagar council, Rampura Phul, Distt. Bathinda.

First Appellate Authority,
O/O Regional Deputy Director,
Local Govt. Bathinda.

..... Respondents

APPEAL CASE NO. 478 of 2019

Present: None on behalf of both the parties.

ORDER:

Today both the parties are absent without any intimation to the Commission.

2. On the last date of hearing on 26-03-2019, none was present on behalf of both the parties. Therefore, both of them are given last opportunity to be present in the court on the next date of hearing. Adjourned.

3. To come up on **04-06-2019 at 11.30 AM.**

4. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 16-04-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri Rakesh Kumar Sharma,
Trust Engineer,
Improvement Trust, Kapurthala.

...Complainant

Versus

Public Information Officer
O/O Director Local Government, Punjab,
Sathanak Sarkar Bhawan, Sector 35A,
Chandigarh.

...Respondent.

COMPLAINT CASE NO. 114 of 2019

Present: Shri Rakesh Kumar Sharma, complainant, in person.
Shri Harpal Singh, Senior Assistant, on behalf of respondent.

ORDER:

Today both the parties are present in the court.

2. The complainant states that he has received the information except point No. 4.

3. The representative of respondent states that the file is with the higher authorities and on receipt of same in the office, the remaining information will be supplied to the complainant. He requests for adjournment.

4. Accordingly, the case is adjourned and fixed for further hearing on **11-06-2019 at 12.30 PM.**

5. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 16-04-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Ms. Meena Kumari w/o Sh. Jodh Bir Sharma,
House No. 615/15, Sharma Cottage,
Guru Nanak Colony, Patti, Distt. Tarn Taran.

...Complainant

Versus

Public Information Officer
O/O District Treasury Officer,
Tarn Taran.

...Respondent.

COMPLAINT CASE NO. 108 of 2019

Present: Shri Jodhbir Sharma, on behalf of complainant.
Shri Prem Singh, Junior Assistant, on behalf of respondent.

ORDER:

Both the parties are present in the court.

2. The representative of respondent brings some information with him which is handed over to the representative of complainant in the court.
3. The representative of complainant states that the supplied information is incomplete.
4. The case is adjourned.
5. To come up on **04-06-2019 at 11.30 AM.**
6. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 16-04-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner



Shri Harman Preet Singh s/o Sh. Avtar Singh,
V&PO: HJoshiarpur, Tehsil: Kharar,
Distt. SAS Nagar (Mohali).

....Complainant.

Versus

Public Information Officer,
o/o Senior Superintendent of Police,
Bathinda.

... Respondent.

COMPLAINT CASE NO. 217 of 2019

Present: Shri Harman Preet Singh, complainant, along with Shri Vishal Satija, Advocate.
ASI Gurmeet Singh, on behalf of respondent.

ORDER:

Both the parties are present.

2. The advocate for the complainant states that no information has been supplied till date.

3. The representative of respondent submits a letter dated 15-04-2019 from the PIO-cum- Senior Superintendent of Police, Bathinda stating therein that as the record pertaining to the sought for information is with the office of Director General of Police, Punjab, Chandigarh, therefore, they have transferred the RTI application under Section 6(3) of the RTI Act to the PIO of office of Director General of Police vide letter No. 1284, dated 03-04-2019.

4. At this juncture it is relevant to invite the attention of the complainant to the judgment of the Hon'ble Supreme of India rendered on 12-12-2011 in Civil Appeal Nos. 10788 of 2011 (arising out of SLP © No. 32768-32769/2010) in para 31 whereof, it has been held that while entertaining a complaint case under Section 18 of the RTI Act, 2005, the Commissioners have no jurisdiction to pass an order providing for an access to the information. Since the complainant has approached the Commission under the provisions of Section 18 of the RTI Act, 2005, no directions for providing further information can be given by the Commission.

Contd..p/2

An alternative and efficacious remedy of first appeal is available to the complainant under Section 19(1) of the RTI Act, 2005 which has not been availed in the instant case. The complainant is advised to approach the first appellate authority in this behalf.

5. In view of the above, the case is disposed of and closed.

6. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 16-04-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri S.C.Khanna,
WB- 248, Ali Mohalla,
Jalandhar-144001.

...Appellant

Versus

Public Information Officer
O/O Deputy Commissioner of Police,
Jalandhar.

First Appellate Authority,
O/O Commissioner of Police, Jalandhar.

... Respondents

Appeal Case No. 2542 of 2017

Present: Shri S.C.Khanna, appellant, in person.
None on behalf of respondents.

ORDER:

The appellant is present in the court who states that the respondents have not provided complete information.

2. However, on the last hearings, the representatives of respondents had stated that the information had already been supplied to the appellant by registered post.

3. The appellant requests the court to get the copy of receipt of having sent the information by registered post issued by the Post Office authorities.

4. Therefore, the respondents are directed to submit the copy of registered receipt issued by the postal authorities on the next date of hearing.

5. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 16-04-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

PS: After the hearing is over, HC Dilbagh Singh appears in the court. He states that he was held up in traffic jam therefore could not attend the court in time.

2. He is apprised of the court proceedings with the direction to depute ASI Balwinder Singh to appear in the court along with the complete case file and also copy of registered receipt vide which the information was sent to the appellant, on the next date of hearing.

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Shri Vicky Bajaj s/o Sh. K.L.Bajaj,
H.No.51, Vikas Vihar, Phase-1,
Ferozepur.

...Appellant

Versus

Public Information Officer
O/O DTO-cum- Regional Transport Authority,
Ferozepur.

First Appellate Authority,
O/O Additional State Transport Commissioner,
Punjab, SCO No. 177-78, Sector 17-B,
Chandigarh.

...Respondents

Appeal Case No. 1851 of 2017

Present: Shri Vicky Bajaj, appellant, in person.
Shri Baldev Randhawa, PIO and Shri Sukhwinder Singh, Clerk, on behalf of the respondents.

ORDER:

Today both the parties are present in the court.

2. The respondent-PIO submits a letter dated 15-04-2019 in the court, which is taken in record, stating therein that he would deposit the amount of penalty in the State Treasury and requests for adjournment.

3. Accordingly, the case is adjourned and fixed for further hearing on **04-06-2019 at 11.30 AM.**

4. Copy of order be sent to the parties.

Place : Chandigarh.
Dated: 16-04-2019.

Sd/-
(Hem Inder Singh)
State Information Commissioner

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Shri Sadhu Ram Kusla S/o Shri Ram Chand Bansal,
SIDK Forum (People For People),
Indira Lodge, #138, Veer Colony,
Bathinda-151005.

...Appellant

Versus

Public Information Officer
O/O Superintendent, PWD Department,
Marg-2 Branch, Block-C, Mini Secretariat,
Patiala.

First Appellate Authority,
O/O Chief Engineer, PWD Department,
Block-C, Mini Secretariat, Patiala.

..... Respondents

APPEAL CASE NO. 1423 of 2018

Present : Shri Rajinder Singh, on behalf of appellant.
None on behalf of respondents.

ORDER:

The representative of appellant submits a letter dated nil the appellant, which is taken on record. In the said letter, the appellant has written that the letter demanding fee for getting information was sent by the respondents after the expiry of time schedule as per RTI Act, 2005. He has further written that the letters said to be sent to him were not sent by post or not were delivered by hand, rather the respondents have sent the same through e-mail.

2. The respondents are not present in the court. However, a perusal of the record available in the case file shows that the RTI application is dated 16-11-2017 and the respondents have demanded fee for getting information on 15-12-2017. It is clear that the respondents have demanded fee within the prescribed limit of 30 days of the receipt of RTI application in the office of PIO.

3. The appellant is directed to deposit the demanded fee for getting the information before the next date of hearing.

4. The respondents are directed to supply the information on the receipt of fee. Adjourned.

5. To come up on **11-06-2019 at 12.30 PM.**

6. Copy of order be sent to the parties.

Sd/-

(Hem Inder Singh)

State Information Commissioner

Place : Chandigarh.
Dated: 16-04-2019.

PS: After the hearing is over, Shri Tejwans Singh Sidhu, SDE, appears in the court.
He states that due to traffic jam he could not come to the court in time.

2. He is apprised of the court proceedings.

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Shri Gurbaksh Ram s/o Sh. Ram Diya,
Village: Nada, PO: Naya Gaon, Disttt. SAS Nagar.

....Appellant

Versus

Public Information Officer
O/O Director, Local Government, Punjab,
Sathanak Sarkar Bhawan, Sector 35-A,
Chandigarh.

First Appellate Authority,
O/O Director, Local Government, Punjab,
Sathanak Sarkar Bhawan, Sector 35-A,
Chandigarh.

..... Respondents

APPEAL CASE NO. 3548 of 2017

Present : Shri Gurbaksh Ram, appellant, in person.
None on behalf of respondents.

ORDER:

The appellant is present in the court who states that no information has been supplied till date.

2. The respondents are absent without any intimation to the Commission.
3. The court takes a serious view of this lapse on the part of respondents. They are directed to be present in the court on the next date of hearing along with the information to be supplied to the appellant in the court. Adjourned.
4. To come up on **11-06-2019 at 12.30 PM.**
5. Copy of order be sent to the parties.

Sd/-

Place : Chandigarh.
Dated: 16-04-2019.

(Hem Inder Singh)
State Information Commissioner